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June 5, 1956

SEP 22 1956

CONCORD, N.H.

Honorable James J. Barry, Commissioner
Department of Public Welfare
State House Annex
Concord, New Hampshire

Dear Mr. Barry:

Under date of May 2, 1956, you point out that many state departments hire part-time and temporary workers every year during the summer months, and that such employees must be reported under the federal-state agreement to be executed on June 30, 1956. You inquire whether contributions must be made by and on behalf of such employees with respect to service which they performed during 1955. We answer in the affirmative.

Under the provisions of RSA 101 as amended by Laws 1955, c. 301, Part III, Social Security benefits are to be extended to those persons who are employees of the state on June 30, 1956, including part-time and temporary workers, retroactive to January 1, 1955. The contributions by the employee (and, of course, the matching contributions by the state) are to be computed "with respect to services performed by him in the employ of the state after December 31, 1954, and prior to July 1, 1956." Laws 1955, c. 301, Part III, s. 3, par. II. Your attention is invited to the fact that the payment of his share by the employee is a condition to his retention in the employ of the state.

If, then, a person is a part-time or temporary worker in the employ of the state on June 30, 1956, contributions are to be made with respect to him for all of the service performed by him in such employment since December 31, 1954.

Very truly yours,

Warren E. Waters
Deputy Attorney General

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